

**Combined Declaration for Patent Application and Power of Attorney**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; and that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**ENGINEERED HUMAN-DERIVED KUNITZ DOMAINS THAT INHIBIT HUMAN NEUTROPHIL ELASTASE**

the specification of which (check one)

☐ is attached hereto;

☐ was filed in the United States under 35 U.S.C. §111 on \_\_\_\_\_, as  
USN \_\_\_\_\_\*; or

☒ was/will be filed in the U.S. under 35 U.S.C. §371 by entry into the U.S. national stage of  
an international (PCT) application, PCT/US95/16349 \_\_\_\_\_; filed December 15, 1995,  
entry requested on May 30, 1997 \_\_\_\_\_\*; national stage application received  
USN 08/849,406 \_\_\_\_\_\*; §371/§102(e) date \_\_\_\_\_\* (\*if known),

and was amended on \_\_\_\_\_ (if applicable).

(include dates of amendments under PCT Art. 19 and 34 § PCT)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above; and I acknowledge the duty to disclose to the Patent and Trademark Office (PTO) all information known by me to be material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119, 365 of any prior foreign application(s) for patent or inventor's certificate, or prior PCT application(s) designating a country other than the U.S., listed below with the "Yes" box checked and have also identified below any such application having a filing date before that of the application on which priority is claimed:

(Number)	(Country)	(Day Month Year Filed)	<input type="checkbox"/>	<input type="checkbox"/>
			YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>
			YES	NO

I hereby claim the benefit under 35 U.S.C. § 120 of any prior U.S. non-provisional Application(s) or prior PCT Application(s) designating the U.S. listed below, or under § 119(e) of any prior U.S. provisional applications listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in such U.S. or PCT application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the PTO all information as defined in 37 C.F.R. §1.56(a) which occurred between the filing date of the prior application and the national filing date of this application:

<u>08/258,160</u>	<u>16 December 1994</u>	<u>Patented</u>
(Application Serial No.)	(Day Month Year Filed)	(Status: patented, pending, abandoned)
(Application Serial No.)	(Day Month Year Filed)	(Status: patented, pending, abandoned)
(Application Serial No.)	(Day Month Year Filed)	(Status: patented, pending, abandoned)

I hereby appoint the following attorneys, with full power of substitution, association, and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

SHERIDAN NEIMARK, REG. NO. 20,520 - ROGER L. BROWDY, REG. NO. 25,618 - ANNE M. KORNBAU, REG. NO. 25,884  
NORMAN J. LATKER, REG. NO. 19,963 - IVER P. COOPER, REG. NO. 28,005 - ALLEN C. YUM, REG. NO. 37,971\*  
NICK S. BROWER, REG. NO. 33,478 - \* Patent Agent

ADDRESS ALL CORRESPONDENCE TO  
**BROWDY AND NEIMARK, P.L.L.C.**  
419 Seventh Street, N.W.  
Washington, D.C. 20004

DIRECT ALL TELEPHONE CALLS TO:  
**BROWDY AND NEIMARK**  
(202) 628-5197

The undersigned hereby authorizes the U.S. Attorneys or Agents named herein to accept and follow instructions from Dvax Corp. as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. Attorney or Agent and the undersigned. In the event of a change of the persons from whom instructions may be taken, the U.S. Attorneys or Agents named herein will be so notified by the undersigned.

Title: ENGINEERED HUMAN-DERIVED KUNITZ DOMAINS THAT INHIBIT HUMAN NEUTROPHIL ELASTAS;  
 U.S. Application filed \_\_\_\_\_, Serial No. 08/849,406  
 PCT Application filed December 15, 1995, Serial No. PCT/US95/16349

I hereby further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST INVENTOR LEY, Arthur Charles		INVENTOR'S SIGNATURE <i>Arthur Charles</i>	DATE 11/9/99
RESIDENCE Newton, Massachusetts		CITIZENSHIP United States	
POST OFFICE ADDRESS 122 Adena Road, Newton, Massachusetts 02165			
FULL NAME OF SECOND JOINT INVENTOR GUTERMAN, Sonia Kosow		INVENTOR'S SIGNATURE	DATE
RESIDENCE Belmont, Massachusetts		CITIZENSHIP United States	
POST OFFICE ADDRESS 20 Oakley Road, Belmont, Massachusetts 02178			
FULL NAME OF THIRD JOINT INVENTOR MARKLAND, William		INVENTOR'S SIGNATURE <i>William Markland</i>	DATE 4-1-99
RESIDENCE Milford, Massachusetts		CITIZENSHIP United States	
POST OFFICE ADDRESS 26 Windsor Road, Milford, Massachusetts 01757			
FULL NAME OF FOURTH JOINT INVENTOR KENT, Rachel Baribault		INVENTOR'S SIGNATURE <i>Rachel Baribault Kent</i>	DATE 4/8/99
RESIDENCE Boxborough, Massachusetts		CITIZENSHIP United States	
POST OFFICE ADDRESS 60 Stonehedge Place, Boxborough, Massachusetts 01719			
FULL NAME OF FIFTH JOINT INVENTOR ROBERTS, Bruce Lindsay		INVENTOR'S SIGNATURE	DATE
RESIDENCE Milford, Massachusetts		CITIZENSHIP United States	
POST OFFICE ADDRESS 26 Windsor Road, Milford, Massachusetts 01757			
FULL NAME OF SIXTH JOINT INVENTOR LADNER, Robert Charles		INVENTOR'S SIGNATURE <i>Robert Charles Ladner</i>	DATE 8 April 1999
RESIDENCE Ijamsville, Maryland		CITIZENSHIP United States	
POST OFFICE ADDRESS 3827 Green Valley Road, Ijamsville, Maryland 21754			
FULL NAME OF SEVENTH JOINT INVENTOR		INVENTOR'S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			

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FULL NAME OF FIRST INVENTOR LEY, Arthur Charles	INVENTOR'S SIGNATURE	DATE
RESIDENCE Newton, Massachusetts	CITIZENSHIP United States	
POST OFFICE ADDRESS 122 Adena Road, Newton, Massachusetts 02165		
FULL NAME OF SECOND JOINT INVENTOR GUTERMAN, Sonia Kosow	INVENTOR'S SIGNATURE <i>Sonia Kosow Guterman</i>	DATE March 26, 1999
RESIDENCE Belmont, Massachusetts	CITIZENSHIP United States	
POST OFFICE ADDRESS 20 Oakley Road, Belmont, Massachusetts 02178		
FULL NAME OF THIRD JOINT INVENTOR MARKLAND, William	INVENTOR'S SIGNATURE	DATE
RESIDENCE Milford, Massachusetts	CITIZENSHIP United States	
POST OFFICE ADDRESS 26 Windsor Road, Milford, Massachusetts 01757		
FULL NAME OF FOURTH JOINT INVENTOR KENT, Rachel Baribault	INVENTOR'S SIGNATURE	DATE
RESIDENCE Boxborough, Massachusetts	CITIZENSHIP United States	
POST OFFICE ADDRESS 60 Stonehedge Place, Boxborough, Massachusetts 01719		
FULL NAME OF FIFTH JOINT INVENTOR ROBERTS, Bruce Lindsay	INVENTOR'S SIGNATURE	DATE
RESIDENCE Milford, Massachusetts	CITIZENSHIP United States	
POST OFFICE ADDRESS 26 Windsor Road, Milford, Massachusetts 01757		
FULL NAME OF SIXTH JOINT INVENTOR LADNER, Robert Charles	INVENTOR'S SIGNATURE	DATE
RESIDENCE Ijamsville, Maryland	CITIZENSHIP United States	
POST OFFICE ADDRESS 3827 Green Valley Road, Ijamsville, Maryland 21754		
FULL NAME OF SEVENTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
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RESIDENCE Boxborough, Massachusetts	CITIZENSHIP United States	
POST OFFICE ADDRESS 60 Stonehedge Place, Boxborough, Massachusetts 01719		
FULL NAME OF FIFTH JOINT INVENTOR ROBERTS, Bruce Lindsay	INVENTOR'S SIGNATURE <i>Bruce Roberts</i>	DATE 6/11/99
RESIDENCE Milford, Massachusetts	CITIZENSHIP United States <i>Canada</i>	
POST OFFICE ADDRESS 26 Windsor Road, Milford, Massachusetts 01757		
FULL NAME OF SIXTH JOINT INVENTOR LADNER, Robert Charles	INVENTOR'S SIGNATURE	DATE
RESIDENCE Ijamsville, Maryland	CITIZENSHIP United States	
POST OFFICE ADDRESS 3827 Green Valley Road, Ijamsville, Maryland 21754		
FULL NAME OF SEVENTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE	CITIZENSHIP	
POST OFFICE ADDRESS		